

## U.S. Federal Register Update: January 17 – January 21, 2022

The U.S. Federal Register Update contains summaries of entries in the U.S. Federal Register that may be of particular interest to the standards and conformity assessment community. This update is provided on a weekly basis by ANSI as a service to its members as part of the Institute's e-newsletter, *What's New?*

### [BMW of North America, LLC, Grant of Petition for Decision of Inconsequential Noncompliance](#)

**Published** 1/19/2022

**Reference** ANSI, SAE

BMW of North America, LLC (BMW), a subsidiary of BMW AG, has determined that certain model year (MY) 2019 BMW F750 GS and F850 GS motorcycles do not fully comply with Federal Motor Vehicle Safety Standard (FMVSS) No. 205, Glazing Materials. BMW filed a noncompliance report dated October 19, 2018. BMW subsequently petitioned NHTSA on October 29, 2018, for a decision that the subject noncompliance is inconsequential as it relates to motor vehicle safety. This document announces the grant of BMW's petition.

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### [Energy Conservation Program: Test Procedures for Cooking Products; Extension of Comment Period](#)

**Published** 1/18/2022

**Reference** AHAM

The U.S. Department of Energy ("DOE") is extending the public comment period for the notice of proposed rulemaking ("NOPR") that DOE published on November 4, 2021, regarding a proposal for a new test procedure for conventional cooking tops, a category of cooking products, that would replace the procedure that DOE withdrew on August 18, 2020. DOE is also extending the public comment period for a notification of data availability ("NODA") that DOE published on December 16, 2021, regarding the results of DOE's recently completed test program assessing the repeatability and reproducibility of the proposed test procedure. **The comment period for the NOPR which published on November 4, 2021 (86 FR 60974) and the NODA which published on December 16, 2021 (86 FR 71406), is extended by 30 days. DOE will accept comments, data, and information regarding this NOPR and the test results no later than February 17, 2022.**

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### [Energy Conservation Program: Product Classes for Residential Dishwashers, Residential Clothes Washers, and Consumer Clothes Dryers](#)

**Published** 1/19/2022

**Reference** AHAM

On October 30, 2020, and December 16, 2020, the U.S. Department of Energy ("DOE") published two final rules that established product classes for residential dishwashers with a cycle time for the normal cycle of 60 minutes or less, top-loading residential clothes washers and certain classes of consumer clothes dryers with a cycle time of less than 30 minutes, and front-loading residential clothes washers with a cycle time of less than 45 minutes ("short-cycle product classes"). The rules resulted in amended energy conservation standards for these short-cycle product classes, without determining whether relevant statutory criteria for amending standards were met. On August 11, 2021, DOE published a notice of proposed rulemaking ("NOPR") to withdraw these short-cycle product classes. This final rule finalizes the revocation of the two earlier rules that improperly promulgated standards for these new product classes and reinstates the prior product classes and applicable standards for these covered products. **The effective date of this rule is February 18, 2022.**

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### [Protection of Stratospheric Ozone: Determination 37 for Significant New Alternatives Policy Program](#)

**Published** 1/20/2022

**Reference** ASHRAE, ASTM

This determination of acceptability expands the list of acceptable substitutes pursuant to the U.S. Environmental Protection Agency's Significant New Alternatives Policy program. This action lists as acceptable additional substitutes for use in the refrigeration and air conditioning; foam blowing; aerosols; cleaning solvents; and adhesives, coatings, and inks sectors. **This determination is applicable on January 20, 2022.**

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### [Recent Postings of Broadly Applicable Alternative Test Methods](#)

**Published** 1/21/2022

**Reference** ASTM

This notice announces the broadly applicable alternative test method approval decisions that the Environmental Protection Agency (EPA) made under and in support of New Source Performance Standards (NSPS) and the National Emission Standards for Hazardous Air Pollutants (NESHAP) between January 1, 2021, and December 31, 2021.

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#### [Exempt Chemical Preparations Under the Controlled Substances Act](#)

**Published** 1/21/2022

**Reference** ISO

The applications for exempt chemical preparations received by the Drug Enforcement Administration between April 1, 2021, and June 30, 2021, as listed below, were accepted for filing and have been approved or denied as indicated.

**Interested persons may file written comments on this order in accordance with 21 CFR 1308.23(e). Electronic comments must be submitted, and written comments must be postmarked, on or before March 22, 2022. Commenters should be aware that the electronic Federal Docket Management System will not accept comments after 11:59 p.m. Eastern Time on the last day of the comment period.**

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#### [Privacy Act of 1974: System of Records](#)

**Published** 1/19/2022

**Reference** NIST

The Federal Energy Regulatory Commission (FERC) is publishing notice of modifications to an existing FERC system of records, FERC-56 titled Management, Administrative, and Payroll System (MAPS) Financials System, and reissuing this system of records under its new name titled FERC-56-PeopleSoft Financials. In accordance with the Privacy Act of 1974, and to comply with the Office of Management and Budget (OMB) Memorandum M-17-12, Preparing for and Responding to a Breach of Personally Identifiable Information, January 3, 2017, this notice will create 13 new routine uses, including two new routine uses that will permit FERC to disclose information as necessary in response to an actual or suspected breach that pertains to a breach of its own records or to assist another agency in its efforts to respond to a breach. This System of Records Notice (SORN) also describes the Commission's financial management application name change, and the inclusion of new breach response routine uses. **In accordance with 5 U.S.C. 552a(e)(4) and (11), this system of records notice is effective upon publication, with the exception of the routine uses, which will go into effect February 18, 2022, unless comments have been received from interested members of the public requiring modification and republication of the notice. Please submit any comments by February 18, 2022.**

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#### [MET Laboratories, Inc.: Applications for Expansion of Recognition](#)

**Published** 1/21/2022

**Reference** UL

In this notice, OSHA announces the applications of MET Laboratories, Inc., for expansion of the recognition as a Nationally Recognized Testing Laboratory (NRTL) and presents the agency's preliminary finding to grant the applications. **Submit comments, information, and documents in response to this notice, or requests for an extension of time to make a submission, on or before February 7, 2022.**

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